

## THE HAWAIIAN JUDICIARY

Its Structure Under the New Government Is Considered.

Proceedings of Bar Meeting—Arizona Judge Elucidates Territorial Experience—Questions of Race and Boat Races.

There was a called meeting of the Bar yesterday afternoon. Those present were: Attorney General W. O. Smith, Assistant to Attorney General A. L. C. Atkinson, Paul Neumann, F. M. Hatch, L. A. Thurston, J. M. Davidson, W. Horace Wright, W. A. Henshall, Enoch Johnson, J. K. Kaulia, J. M. Vivas, P. L. Weaver, John D. Willard, Royal Mead, R. D. Silliman, J. L. Coke and Harry P. Weber. Judge J. B. Early of Arizona was a visitor.

The Attorney General presided and his Assistant acted as secretary.

The chairman gave the object of the meeting as being a response to a resolution passed by the Hawaiian Commission, soliciting the views of the members of the local Bar on a Judiciary system under the new government to be prescribed by Congress.

He also submitted the draft of a series of resolutions for consideration. They are as follows:

Resolved: That the Hawaiian Bar fully recommend to the Hawaiian Commission, the following judiciary system:

1. That the Supreme Court of Hawaii be the court of last resort of all matters within its jurisdiction.

2. That a Federal Court be established with the same jurisdiction as that exercised by Federal Courts in the several States, and with appeal to the Higher United States Courts in accordance with law.

3. That the present system of a purely appellate Supreme Court with Circuit Judges for the various circuits and District Magistrates be preserved.

4. That the Judges of Courts of record be appointed by the Governor of Hawaii by and with the advice and consent of the majority of the Senate of Hawaii.

5. That the term of the Justices of the Supreme Court be eight years, that of the Circuit Court six years, and District Magistrates two years.

6. That the distinction between Common Law and Equity Procedure be preserved.

7. That the present system of committal of persons charged with crime, by District Magistrates instead of presentment by grand jury be continued so far as offenses against local laws are concerned.

8. That the present system of jury trial be continued under which a verdict in both civil and criminal cases may be rendered by nine out of twelve jurors.

9. That the present system of requiring juries composed of native Hawaiians to try cases in which native Hawaiians are concerned, and of foreign juries to try foreigners, be abolished.

After the reading of the resolutions there was a desultory conversation, touching upon several of the propositions and lasting for several minutes. Then expressions become more definite as well as positive.

Mr. Thurston did not want to admit of appeals on purely local questions being carried to Washington. Also he thought the appellate court ought to be distinct from the district or circuit courts appealed from. The nearer they could adhere to the present system the better it would be. On a constitutional question a matter could be carried to Washington upon a writ of error.

The chairman said that the gentlemen of the Commission, at a hearing the other day, seemed

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## JUDGE ANTONIO ROSA DEAD

Passes Away in Prime of Life Early This Morning.

Was Leader of Native Bar—Had Filled Several Offices—His Education and Professional Training Purely Local.

Antonio Rosa is dead. This was the startling word from mouth to mouth as the city woke up this morning. Although Mr. Rosa's casual acquaintances had missed him sometime, comparatively few were aware that he was desperately ill. He had been confined to his house, however, for two months with a complication of ailments, which resulted in his death at 2:30 this morning.

Antonio Rosa was born at Kalae, Molokai, on November 10, 1855, and was therefore within three months of being forty-three years of age. His father was the late Antonio Rosa, a Portuguese farmer, who lately lived at Kalihi near Honolulu and died a few years ago. Mr. Rosa leaves a wife and three young children. He was married twice, his first wife dying. The widow was formerly Miss Ladd, of the family of a pioneer American sugar planter, whose name is perpetuated today in a claim pending at Washington—that of Brinsmade & Ladd—against a former Hawaiian Government for breach of a lease. There are several brothers of Mr. Rosa surviving him, Joseph being foreman of the Independent news composing room.

First attending school at Ahui-mannu on this island, Mr. Rosa completed his education at the Royal school under Rev. A. Mackintosh. He was clerk for C. C. Harris, and on October 25, 1877, when Mr. Harris was Chief Justice, he was appointed deputy clerk of the Supreme Court. This office he held until September 3, 1882, and afterward he studied law in the office of W. R. Castle. He was admitted to the Bar on examination October 27, 1884.

After having been Deputy Attorney-General for some time, Mr. Rosa was appointed by King Kalakaua as Attorney-General on November 15, 1886, going out of office with the last Gibson administration the latter part of June, 1887. Mr. Rosa acted as Chamberlain of the Household for some time. Upon the death of Judge Austin of the Fourth Circuit, Mr. Rosa was commissioned to succeed him in October, 1896. Although he had been an opponent of the Republic, he sunk his personal feelings on this occasion to relieve an embarrassing situation in the Judiciary. After presiding with acknowledged ability at the Kohala term, he resigned the judgeship in favor of private practice of the law.

Mr. Rosa was easily leader of the native Hawaiian Bar. There was none his superior pleading a case to a native jury, and he was the one native barrister who could hold his own in English, with any practitioner, in addressing a fore-

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Royal makes the food pure, wholesome and delicious.



ROYAL BAKING POWDER CO., NEW YORK.

## WILL PLAY AT BASEBALL

New York Boys to Indulge in the American Game.

Col. Barber Has Purchased Outfit—Engineers Laying Out Diamond—There Will Be Four Teams.

From the present appearance of things out in the camp of the New Yorkers, the boys are to remain here for some time yet.

One thing is stirring up a great deal of interest in the camp now. This is baseball. A short time since Col. Barber announced his intention to have a number of baseball teams in the regiment. He has purchased a whole baseball outfit, and this morning engineers were busy laying out the diamond inside the Kapiolani park race track.

Senator Grant, quartermaster in Co F, has interested himself in the movement and has made a proposition that will undoubtedly be adopted.

There are to be four teams, one from each of the three battalions in the regiment and one from the body of engineers.

Four men, one from each company in each battalion, will constitute a board to choose men for the team in their battalion.

A practice game will be played tomorrow and practice will then be indulged in daily. There are fine players among the New Yorkers and a series of exciting games is expected.

The rivalry between the various battalions will undoubtedly be great.

Another event would go to show that the New Yorkers are to remain here for some time yet. Col. Barber has expressed his intention to set up a range in the vicinity of the camp for rifle practice. Still another point. Wood floors are being put into the men's tents.

Deposited at Kalakaua.

Henry Smith, Clerk of the Judiciary, while in Washington visited the Smithsonian Institution. He deposited with his card the only Hawaiian coin he happened to have in his pocket, and Geo. P. Merrill, the acting executive curator U. S. Museum, acknowledged the gift in a formal receipt as a "Hawaiian Dollar of the issue of 1883 in circulation during the reign of Kalakaua I." It is numbered on the form as "Accession 33,909."

Posted as Missing.

A placard announcing Geo. P. Halberstadt of Philadelphia, Pa., as missing, has just been received and posted at the police station.

Halberstadt bade farewell to his people at the corner of Chicago Avenue and Superior St., Chicago, in June 4, with the intention of going further west. Since that time he has not been heard from. Foul play or mental aberration, probably the latter, is suspected. Like most people afflicted with dementia he may have assumed another name.

Halberstadt is described as follows: 33 years of age, 5 feet 10 inches in height, slender with very sloping shoulders, walks erect with swinging gait, blue eyes, blond hair—not very light nor sandy, thin growth of beard, Vandike style.

Fire Commissioners.

There was a meeting of the Board of Fire Commissioners yesterday evening—Andrew Brown, chairman, Charles Crozier and J. H. Fisher, with W. R. Sims, secretary, all present. Routine business only was transacted. The Board will hold another meeting tomorrow and a special one next week. Action will be taken on the matter of additional equipment provided for by the Legislature.

## ON EDUCATIONAL MATTERS

Schedule of Assistants and List of Salaries Adopted.

Changes and Appointments Made—Kamehameha Graduate Gets Position—Resignation of Vivian Smith.

At a meeting of the Commissioners of Education held yesterday afternoon there were present the following: President Cooper, Prof. Alexander, Mrs. Jorkan, Mr. Hopkins.

The Teachers' Committee reported the schedule of assistants; also list of proposed salaries. The schedule was adopted as recommended and the salary list adopted.

Miss Joehne who was recently appointed to a position on the Island of Kauai resigned. The resignation was accepted and S. W. Meheula was appointed to take her place at Hanalei. Mr. Meheula, a graduate of Kamehameha, has been teaching with success at Waihee.

W. K. Kalaiwas, a graduate of Kamehameha Normal School, was appointed to the position at Waihee, vice Mr. Meheula.

Mrs. Harriet M. Davis was appointed to Lahaina, vice Miss Ida Horner.

Miss Anna Christian was appointed to Hanamaulu and Miss Arnold to Kalihi-uka. S. W. Lukua was transferred from Kalihi-uka to Pohakupaka, Hawaii. This change was made in order that a lady might be placed as assistant to the principal of Kalihi-uka for the purpose of carrying on instruction in sewing.

The salary of F. W. Abbott was fixed.

The resignation of Vivian Smith from the Waiawa school was accepted.

Miss Tillie Previer was appointed in Mr. Smith's place.

Other matters of importance only to the Board, were attended to and the meeting adjourned to meet again next week.

### A DELIGHTFUL BREAKFAST.

First Appearance of Snowdrop Hams and Bacon in the Market.

Many people were attracted on Bethel street today by the grocery window of J. T. Waterhouse. In it were displayed snowdrop hams and bacon—a special pack put up in Chicago for this firm. It has been fourteen days en route from the Lake City and is an innovation in the Honolulu market. The bacon and hams come from corned hogs; they were specially cured, covered with pure white canvas and packed in the finest of table salt. The meat is of the most delicious flavor, succulent and tender and makes a delightful breakfast. In the line of ham and bacon the snowdrop brand is incomparable. It is the ne plus ultra of all hams and bacon. But this wasn't all. The firm displayed a wealth of bologna and the celebrated silver leaf lard, in small cans for family use. Those desiring to try the ham and bacon should send in their orders early.

## Bailey's Honolulu Cyclery.

231 King Street.

Has been appointed agent in the Hawaiian Islands for the famous

### "STORMER"

Bicycle's well known for their ability to stand hard wear.

They are LOW in price but HIGH in quality. They have MORGAN & WRIGHTS DOUBLE TUBE TIRES, flush joints, fender hangers, B. Block chain and every modern improvement. Enamel and finish equal to any. Fully guaranteed as to material and workmanship in every way equal to high priced machines for hard work and wear. Price spot cash \$40.00. Ladies and gentlemen's in stock.

Contracts taken to repair all punctures and keep bike in good order at \$1.00 per month.

## CITY OF COLUMBIA AT HILO

Pioneer Seattle Steamer Makes Hawaii Brethren Happy.

Chamber of Commerce Started—Request from U. S. Postal Service—Republican Club Memorial.

The Hawaii Herald announces the arrival in Hilo of the steamer City of Columbia, Tuesday morning, Sept. 6.

There are sixty-five first cabin passengers on the steamer, most of whom are representatives of the press and business houses on the Sound who visit the islands for the purpose of investigation.

It is understood that Hilo will be the first and final port touched by the steamers in this line and the promoters confidently expect a big trade. They hope to secure the shipment of all the coffee grown in the vicinity of Hilo besides any other products that may be presented. The City of Columbia is fitted with a perfect refrigerating plant, and fruits and vegetables of all kinds from Oregon and Washington may be brought here in excellent condition.

Her cargo on this voyage consists of hay, grain and feed stuffs. She has 2000 barrels of flour from the Centennial Milling Company and keg beer measuring 100 tons. She has for her return voyage 700 tons of sugar promised by Theo. H. Davies & Co., Ltd., of Honolulu.

Following is the list of ship's officers: Captain, W. J. Smith; first officer, Chas. L. Arey, late master of the schooner Noyo; second officer, Edward Clement; third officer, P. Jacobsen; chief engineer, R. A. Turner; assistant, H. A. Trumbull; second assistant, M. Solis; purser, S. W. Baker; freight clerk, C. E. Bryant and steward, Frank Howe.

The City of Columbia is expected to arrive in Honolulu tomorrow.

The following have signed themselves as members of the Hilo Chamber of Commerce: Dr. P. Rice, E. G. Hitchcock, E. N. Holmes, W. S. Wise, W. A. Hardy, J. T. Stacker, L. Turner, E. E. Richards, E. D. Baldwin, F. C. Le Blond, C. A. Galbraith, H. L. Shaw, F. L. Winter, H. C. Austin, F. S. Lyman, Robert Rycroft, L. T. Grant, C. C. Kennedy, W. W. Goodale, T. J. Higgins, J. W. Mason, Florentin Souza, Henry Jones and Olaf Omsed.

The committee appointed from among members of the Republican Club to draft a memorial to be presented to the Hawaiian Commissioners has resigned, and another committee will be elected by the club.

Uncle Sam has more pull than all the politicians in Hilo combined. Postmaster Severance received on the City of Columbia a letter from the postmaster at Seattle asking for a list of all post offices in Hawaii which rely upon Hilo as a distributing office. This means that Hilo is recognized in the United States as a real post-office and for the first time in history a foreign mail has come to Hilo without having to pass through the Honolulu office. It is probable now, if the citizens make a formal request of the postmaster general at Washington, that Hilo can be made a foreign money order office.

Fred. Lee, representing the firm of C. Sidney Shepard & Co., of Seattle, is in Hilo in the interests of his firm which, by the way, is the largest in the manufacture of stamped and Japanned tinware aluminum goods, etc., in the world. He states that the business men on the Sound are anxious to extend their business to the Hawaiian islands, and they have faith in Hilo because they have learned of the possibilities here.

American Messenger service, Masonic Temple, Telephone 444.

## WAITING ON WASHINGTON

Matter of Permanent Garrison for Decision by Secretary of War.

Many Sites Planned and Inspected—Nothing New About Quartering Troops in City of Honolulu.

Brigadier General Charles A. King, commanding the District of Hawaii, was seen by a BULLETIN reporter this afternoon and asked if anything had been done regarding the selection of a site for permanent garrison quarters.

"We have seen a good many sites, we have mapped out a good many sites, and we have talked over a good many sites," he answered, "but nothing can be done until we hear from the Secretary of War."

"Oh, yes, the Secretary of War has to pass upon the plans and give the decision."

Asked if anything had been done with respect to the quartering of a detachment of troops in the city, General King replied figuratively and with emphasis: "I never cross a bridge until I come to it, sir."

### PRICES SLIDING DOWN.

Stock Exchange Not Particularly Active Today.

Stock prices showed a tendency to decline at the meeting of the Board this morning. Two lots of Oukala, of 20 and 25 shares sold at \$100 a drop from \$109 asked yesterday. Ewa has dropped from \$245 to \$242.50 with no sales and Inter-Island comes down to \$145.

The shaving down of prices is said to be due to the banks having reached the limit of the amount that can be borrowed on stocks. The tendency now seems to be to hold unless small lots can be obtained at reduced prices.

Following are the prices:

	Asked.	Bid.
Ewa.....	\$242 50	
American Sugar Co.....	120 00	
Hawai Agr Co.....	400 00	
Hawai Sugar Co (Mak) 175		
Honokaa.....	400	
Haiku.....	150 00	
Kaluku.....	120 00	
Oahu (assessable).....	115 50	
Pae Sugar Mill.....	145 00	
Papeete.....	400 00	
Pioneer Mill.....	197 50	
Waimanalo.....	115 50	
Wilder S S Co.....	115 50	
11 S N Co.....	145 00	
Mutual Tel Co.....	11 00	
Hawai Elec Co.....	200 00	
Honolulu.....	335 00	
Kipahulu.....	102 1/2	100
Oukala.....		
Olowalu.....		

Frank Davey took the flashlight picture in his whole career at the luau given by Princess Kaiulani in honor of the Hawaiian Commission the other night. The faces of Governor Cleghorn, Minister Damon, Admiral Miller, Congressman Hitt and others are as clear as life.

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Awarded Highest Honors—World's Fair, Gold Medal, Midwinter Fair.

DR. PRICE'S CREAM BAKING POWDER

A Pure Grape Cream of Tartar Powder  
40 YEARS THE STANDARD